

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By Chairman Dennis Himmelberger, on January 13, 2009 at 8:01 A.M., in Room 455 Capitol.

ROLL CALL

Members Present:

Rep. Dennis Himmelberger, Chairman (R)
Rep. Jesse O'Hara, Vice Chairman (R)
Rep. Russell Bean (R)
Rep. Tony Belcourt (D)
Rep. Joel Boniek (R)
Rep. Frosty Boss Ribs (D)
Rep. Mary Caferro (D)
Rep. Gordon R. Hendrick (R)
Rep. Pat Ingraham (R)
Rep. Gary MacLaren (R)
Rep. Sue Malek (D)
Rep. Mike Phillips (D)
Rep. Ted Washburn (R)
Rep. Franke Wilmer (D)

Members Excused: Rep. Dee Brown (R)

Members Absent: Rep. Sue Dickenson, Vice Chairman (D)
Rep. Betsy Hands (D)
Rep. Kendall Van Dyk (D)

Staff Present: Sheri Heffelfinger, Legislative Branch
Marshall McEwen, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 12, 1/8/09; HB 19, 1/8/09; HB
88, 1/8/09; HB 146, 1/8/09
Executive Action: HB 54, HB 58, HB 134

00:02:26 Rep. Dickenson and Rep. Hands enter room.

HEARING ON HB 88

Opening Statement by Sponsor:

00:03:44 Rep. Ted Washburn (R), HD 69, opened the hearing on **HB 88**, Revise close of late voter registration.

00:05:00 Rep. Van Dyk enters room.

Proponents' Testimony: None

Opponents' Testimony:

00:06:27 Linda McCulloch, Secretary of State

EXHIBIT(sth07a01)

00:08:56 Sara Cobler, Montana Conservation Voters

00:10:18 Kevin Olp, Self

00:12:25 Chairman Himmelberger

00:12:54 Drew Geiger, Montana League of Women Voters

00:14:00 Robert Johnson, AFL-CIO

00:14:17 Kate Cholewa, Common Cause

00:15:00 Nicky Zupanic, ACLU of Montana

00:15:22 Terry Minow, MEA-MFT

00:15:44 Alysha Goheen Jannotta, Montana Women Vote

EXHIBIT(sth07a02)

00:17:21 Sheena Rice, MontPIRG

00:18:40 Lucas Hamilton, Associated Students of University of Montana

00:19:34 Julia Page, Northern Plains Research Council

00:20:13 Andy Heiman, AARP of Montana and the testimony of Joy Bruck

EXHIBIT(sth07a03)

00:20:55 Rep. Boss Ribs

EXHIBIT(sth07a04)

00:21:38 Stacey Anderson, Planned Parenthood

Informational Testimony: None

Questions from Committee Members and Responses:

00:22:22 Rep. Phillips

00:23:00 Secretary of State McCulloch

00:23:13 Rep. Wilmer

00:23:42 Rep. Washburn

00:24:19 Rep. Wilmer

00:24:34 Rep. Washburn

00:24:41 Rep. Boniek

00:25:19 Rep. Washburn

00:25:39 Rep. Dickenson
00:26:17 Rep. Washburn
00:26:32 Rep. Dickenson
00:26:37 Rep. MacLaren
00:27:05 Mr. Olp
00:27:53 Rep. MacLaren
00:28:16 Rep. MacLaren
00:28:33 Rep. Boniek
00:29:00 Mr. Hamilton
00:29:27 Rep. Phillips
00:29:39 Mr. Hamilton

Closing by Sponsor:

00:30:03 Rep. Washburn
00:31:00 Chairman Himmelberger
00:31:30 Committee takes short break to allow room to clear.
00:33:00 Committee is called back to order by Chairman
Himmelberger.

HEARING ON HB 12

Opening Statement by Sponsor:

00:33:21 Rep. Franke Wilmer (D), HD 64, opened the hearing on **HB 12**, Require employer contributions on working retirees under certain conditions.

Proponents' Testimony:

00:39:45 Scott Miller, Montana Public Employee Retirement Association

EXHIBIT(sth07a05)

00:43:35 Tom Schneider, Montana Public Employee Association
00:46:19 Doug Neil, Montana State Firemen Association
00:48:40 Tom Bilodeau, MEA-MFT

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:50:45 Rep. MacLaren
00:51:11 Rep. Wilmer
00:51:20 Rep. MacLaren
00:51:32 Rep. Bean
00:51:57 Mr. Miller
00:52:12 Rep. Bean

00:52:26 Mr. Miller
00:52:42 Rep. Ingraham
00:52:57 Mr. Bilodeau
00:53:05 Rep. Ingraham
00:53:14 Mr. Bilodeau
00:53:19 Rep. Washburn
00:53:41 Mr. Miller
00:55:26 Rep. Boniek
00:55:44 Mr. Miller
00:56:07 Rep. Boniek

Closing by Sponsor:

00:56:20 Rep. Wilmer
00:58:52 Chairman Himmelberger
00:59:00 Rep. Van Dyk exits the room.

HEARING ON HB 19

Opening Statement by Sponsor:

01:00:40 Rep. Pat Ingraham (R), HD 13, opened the hearing on **HB 19**, Revise and clarify state election laws.
[EXHIBIT](#)(sth07a06)

Proponents' Testimony:

01:16:58 Linda Stoll, Montana Association of Clerks and
Recorders
01:18:49 Lisa Kimmet, Election and Government Services Deputy,
Secretary of State
01:21:22 Bob Vogel, Montana School Board Association
01:25:08 Sheryl Wood, Associate Director for the Montana
Association of Counties
01:26:03 Beth Brenneman, Disability Rights Montana
01:26:51 Alysha Goheen Jannotta, Montana Women Vote

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:27:38 Rep. O'Hara
01:28:17 Rep. Ingraham
01:29:17 Rep. O'Hara
01:29:33 Rep. Ingraham
01:30:23 Rep. Dickenson
01:30:57 Rep. Ingraham

01:32:27 Rep. Washburn
01:33:25 Rep. Ingraham
01:33:34 Rep. Washburn
01:33:46 Rep. Ingraham
01:34:15 Rep. Washburn
01:34:24 Rep. Ingraham
01:34:46 Rep. Malek
01:35:11 Rep. Ingraham
01:35:41 Rep. Malek
01:36:25 Rep. Ingraham
01:37:58 Rep. Malek
01:38:27 Rep. Ingraham
01:39:20 Rep. Belcourt
01:40:11 Rep. Ingraham
01:40:50 Rep. MacLaren
01:41:05 Rep. Ingraham
01:42:40 Rep. MacLaren
01:42:46 Rep. Boniek
01:43:10 Rep. Phillips exits the room.
01:43:11 Ms. Brenneman
01:43:31 Rep. Washburn exits the room.

Closing by Sponsor:

01:45:19 Rep. Ingraham
01:45:29 Chairman Himmelberger
01:45:36 Committee takes a break
01:59:38 Rep. Brown enters room
02:01:04 Committee called back to order by Chairman Himmelberger
02:01:15 Rep. Belcourt and Rep. Hands are absent after the
break

HEARING ON HB 146

Opening Statement by Sponsor:

02:01:23 Rep. Gary Maclaren (R), HD 89, opened the hearing on **HB 146**, Require more details of campaign expenditures.

Proponents' Testimony:

02:02:43 Dennis Unsworth, Commissioner of Political Practices
02:08:41 Jonathan Motl, Common Cause Montana
02:10:59 Rep. Boss Ribs exits the room

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:13:17 Rep. Ingraham
02:14:36 Mr. Unsworth
02:16:04 Rep. Boniek
02:16:41 Mr. Motl
02:17:11 Rep. Boniek
02:17:37 Rep. MacLaren

Closing by Sponsor:

02:18:04 Rep. MacLaren
02:18:18 Chairman Himmelberger
02:18:52 Rep. Belcourt and Rep. Boss Ribs enter the room

EXECUTIVE ACTION ON HB 54

02:19:08 **Motion:** Rep. Brown moved that **HB 54 DO PASS.**

Discussion:

02:19:11 Chairman Himmelberger
02:19:32 Rep. Brown
02:19:50 Chairman Himmelberger
02:19:56 Rep. Boniek
02:20:20 Chairman Himmelberger

02:20:33 **Vote:** Motion carried unanimously by voice vote. Rep. Hands, Rep. Phillips, and Rep. Van Dyk voted by proxy. Rep. Washburn voted no by proxy.

02:21:00 Chairman Himmelberger
02:21:09 Rep. Ingraham
02:21:31 Chairman Himmelberger

EXECUTIVE ACTION ON HB 58

02:21:39 **Motion:** Rep. Brown moved that **HB 58 DO PASS.**

Discussion:

02:21:42 Chairman Himmelberger
02:21:52 Rep. Brown
02:22:05 Chairman Himmelberger
02:22:10 Rep. Boniek
02:22:20 Chairman Himmelberger

02:22:28 **Vote:** Motion carried unanimously by voice vote. Rep. Hands, Rep. Phillips, Rep. Van Dyk, and Rep. Washburn all vote by proxy.

02:22:57 Chairman Himmelberger

EXECUTIVE ACTION ON HB 134

02:23:21 **Motion:** Rep. Ingraham moved that **HB 134 DO PASS.**

Discussion:

02:23:25 Chairman Himmelberger

02:23:28 Rep. Ingraham

02:23:47 Sheri Heffelfinger, Legislative Services Division

02:23:52 Rep. Ingraham

02:24:02 Ms. Heffelfinger

02:24:28 Rep. Ingraham

02:24:46 Ms. Heffelfinger

02:25:52 Rep. Brown

02:26:14 Ms. Heffelfinger

02:26:19 Rep. Brown

02:26:47 Rep. MacLaren

02:27:42 Rep. Hendrick

02:28:30 Rep. Boniek

02:29:07 Chairman Himmelberger

02:31:02 Rep. Dickenson

02:33:48 Chairman Himmelberger

02:35:03 Rep. Ingraham

02:35:39 Chairman Himmelberger

02:37:00 **Vote:** Motion carried 13-5 by roll call vote with Rep. Bean, Rep. Boniek, Rep. Brown, Rep. Caferro, and Rep. Washburn voting no. Rep. Hands, Rep. Phillips, Rep. Van Dyk, and Rep. Washburn all voted by proxy.

02:37:12 Chairman Himmelberger

02:37:17 Rep. Dickenson

02:37:46 Chairman Himmelberger

02:39:16 Rep. Brown

02:39:21 Chairman Himmelberger

02:39:28 Rep. Brown

02:39:33 Chairman Himmelberger

ADJOURNMENT

02:39:43 Adjournment

MARSHALL MCEWEN, Secretary

mm

Additional Exhibits:

EXHIBIT([sth07aad.pdf](#))